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Obviously, a dismissal without prejudice would possibly allow the plaintiff to escape any adverse rulings on those motions.

I will deny the plaintiff's request that he be allowed to take a voluntary dismissal without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2), in order to permit further preparation of the case. It is pellucid that the defendants have incurred substantial time and expense in trial preparation and that the plaintiff has an insufficient explanation for his failure to move expeditiously in the pretrial stages of this case. The defendants should not be subjected to further delay and expense, particularly where the fault for any lack of preparation lies with the plaintiff. *See Teck Gen. P'ship v. Crown Cent. Petroleum Corp.*, 28 F. Supp. 2d 989, 993 (E.D. Va. 1998).

I will also deny the alternative motion for reconsideration. The plaintiff has shown no good cause for me to reconsider my previous ruling.

For these reasons, it is **ORDERED** that the Motion to Dismiss and Reconsideration of Plaintiff's Motion for Continuance is **DENIED**.

ENTER: June 23, 2005

/s/ JAMES P. JONES
Chief United States District Judge